



Eric Gonzalez
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[INSERT NAME]
Assistant District Attorney

[INSERT DATE]

[INSERT D/C INFO]

Re: **[INSERT CASE NAME]**
Kings County Dkt./Ind. No. [#####]

In connection with the above-named case, the People voluntarily provide the following information regarding:

MOS NAME: JOSE VANDERPOOL

MOS TAX: 942643

In satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. In addition to any information provided below, disciplinary information regarding this officer may exist online at the following websites: <https://www1.nyc.gov/site/ccrb/policy/MOS-records.page>, <https://nypdonline.org/link/13>, and <https://www.50-a.org>. The People make no representation regarding the accuracy of any information contained on these websites. In addition, the People have provided all lawsuits known to the People through NYPD documents, the NYC Law Department's public website of civil suits filed against officers (<https://www1.nyc.gov/site/law/public-resources/nyc-administrative-code-7-114.page>), and orally relayed to the People by officers. Please note that additional cases may or may not exist on the following public websites: <https://pacer.uscourts.gov/>, <https://iapps.courts.state.ny.us/webcivil/FCASMain>; and <https://iapps.courts.state.ny.us/nyscef/Login>. The People reserve the right to object to the use or introduction of any or all disclosures provided below and any other potential impeachment information.

Disclosure # 1:

ON APRIL 18, 2014, MOS VANDERPOOL, SHIELD NUMBER 8021, WAS ARRAIGNED IN QUEENS COUNTY CRIMINAL COURT ON A CRIMINAL COMPLAINT, DOCKET NUMBER 2014QU022648, CHARGING HIM WITH THE FOLLOWING CRIMES: RECKLESS ENDANGERMENT IN THE SECOND DEGREE (PL 120.20), CRIMINAL MISCHIEF IN THE FOURTH DEGREE (PL 145.00[3]), OPERATION OF A MOTOR VEHICLE WHILE INTOXICATED (VTL 1192[3]), AND ONE-WAY ROADWAY (VTL 1127[A]). THE CHARGES ARE BASED ON THE FOLLOWING ALLEGED CONDUCT: ON APRIL 18, 2014, AT APPROXIMATELY 4:25 A.M., MOS VANDERPOOL, WHILE ASSIGNED TO THE 77TH PRECINCT AND OFF-DUTY, WAS OBSERVED DRIVING A HONDA AUTOMOBILE THE WRONG WAY DOWN 32ND AVENUE IN QUEENS COUNTY. WHEN STOPPED BY THE POLICE, MOS VANDERPOOL EXHIBITED INDICIA OF INTOXICATION; HE REFUSED A BREATHALYZER TEST. ON SEPTEMBER 11, 2014, MOS VANDERPOOL PLED GUILTY TO VTL 1192(1), A TRAFFIC INFRACTION AND WAS SENTENCED TO A CONDITIONAL DISCHARGE.

FOR THE SAME APRIL 18, 2014 INCIDENT, THE NYPD ISSUED THE FOLLOWING CHARGES AND SPECIFICATIONS AGAINST MOS VANDERPOOL—CHARGES TO WHICH MOS VANDERPOOL PLED GUILTY: ALLEGATIONS:

1. MOS VANDERPOOL DID ENGAGE IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY OR DISCIPLINE OF THE DEPARTMENT, TO WIT: SAID MOS VANDERPOOL DID WRONGFULLY OPERATE A MOTOR VEHICLE WHILE UNDER THE INFLUENCE OF AN INTOXICANT.
2. MOS VANDERPOOL DID ENGAGE IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY OR DISCIPLINE OF THE DEPARTMENT, TO WIT: SAID MOS VANDERPOOL DID WRONGFULLY OPERATE A MOTOR VEHICLE WHILE HIS ABILITY WAS IMPAIRED BY THE CONSUMPTION OF ALCOHOL.
3. MOS VANDERPOOL DID ENGAGE IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY OR DISCIPLINE OF THE DEPARTMENT, TO WIT; SAID MOS VANDERPOOL REFUSED TO SUBMIT TO A BREATH TEST.
4. MOS VANDERPOOL DID ENGAGE IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY OR DISCIPLINE OF THE DEPARTMENT, TO WIT: SAID MOS VANDERPOOL DID CONSUME AN INTOXICANT TO THE EXTENT THAT SAID MOS WAS UNFIT FOR DUTY.

CASE STATUS: CLOSED ON 06/18/2015

ACTION TAKEN: THE MOS WAS ORDERED TO COMPLY WITH, AND COMPLETE, ANY AND ALL COUNSELING PROGRAMS AS DETERMINED BY THE DEPARTMENT. IN ADDITION, THE MOS WAS PLACED ON DISMISSAL PROBATION FOR ONE (1) YEAR. LASTLY, THE MOS WAS SUSPENDED FOR THIRTY-ONE (31) DAYS WITHOUT PAY AND FORFEITED TEN (10) VACATION DAYS FOR A COMBINED PENALTY OF FORTY-ONE (41) DAYS.

Disclosure # 2:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATIONS AGAINST THE MOS ARISING OUT OF AN INCIDENT ON JUNE 8, 2011:

ALLEGATIONS:

1. TRAFFIC VIOLATIONS BUREAU - NO COPY SUMMONS
2. TRAFFIC VIOLATIONS BUREAU - NO MEMOBOOK
3. TRAFFIC VIOLATIONS BUREAU - MEMOBOOK INCOMPLETE

CASE STATUS: CLOSED ON 08/31/2011

ACTION TAKEN: SCHEDULE B COMMAND DISCIPLINE

Disclosure # 3:

MOS VANDERPOOL, PLED GUILTY TO THE FOLLOWING DEPARTMENTAL CHARGE ARISING OUT OF AN INCIDENT ON AUGUST 8, 2018 AT APPROXIMATELY 0938 HOURS IN KINGS COUNTY, WHILE THE MOS WAS ASSIGNED TO THE 77TH PRECINCT AND ON DUTY:

ALLEGATION:

1. MOS VANDERPOOL WRONGFULLY USED FORCE, IN THAT HE STRUCK AN INDIVIDUAL KNOWN TO THE DEPARTMENT IN THE FACE WITHOUT POLICE NECESSITY.

CASE STATUS: CLOSED ON 09/09/2020

ACTION TAKEN: LOSS OF 15 VACATION DAYS.

BASED UPON CCRB DOCUMENTS UP TO DATE THROUGH MAY 07, 2021, THE PEOPLE ARE AWARE OF THE FOLLOWING CCRB SUBSTANTIATED AND/OR PENDING ALLEGATIONS AGAINST THIS OFFICER:

Disclosure # 4:

CCRB CASE: 201806447

REPORT DATE: 08/08/2018

INCIDENT DATE: 08/08/2018

CCRB SUBSTANTIATED ALLEGATION(S):

1. FORCE - PHYSICAL FORCE

Disclosure # 5:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION, DATED 02/26/07, AGAINST MOS VANDERPOOL: MOS LEFT HOME WITH WALLET THAT CONTAINED ID CARD WHEN MOS ARRIVED AT 90 PCT REALIZED WALLET WAS MISSING__MOS IS UNSURE WHERE & HOW WALLET WAS LOST.

ACTION TAKEN: COMMAND DISCIPLINE ISSUED

Eric Gonzalez
District Attorney
Kings County